

U.S. DEPARTMENT OF AGRICULTURE FOREST SERVICE TIMBER SALE CONTRACT (Applicable to Sales to be Measured before Felling)		Name of Purchaser	
National Forest Wallowa-Whitman	Ranger District Whitman	Region Pacific N-West	Contract Number
Sale Name Puzzle		Award Date	Termination Date 12/31/2016

The parties to this contract are The United States of America, acting through the Forest Service, United States Department of Agriculture, hereinafter called Forest Service, and _____ hereinafter called Purchaser.

Forest Service having advertised a sale at which either (1) Purchaser, whose required bid deposit is now held by Forest Service as an initial deposit, was the successful bidder, or (2) no bids were received and Purchaser having subsequently offered at least the minimum advertised price and made an initial deposit in the same amount as the bid deposit specified in the sale advertisement; and the parties hereto desiring to record their agreement; now therefore,

Unless provided otherwise herein, Forest Service agrees to sell and permit Purchaser to cut and remove Included Timber and Purchaser agrees to purchase, cut, and remove Included Timber.

This contract consists of three Divisions: AT - Specific Conditions, BT - Standard Provisions, and CT - Special Provisions, together with Sale Area Map, Plans and specifications for developments (if any), and such attachments as may be provided for in Division CT. Specific Conditions are numbered and apply to the Part, Section, Subsection, or Item of the Standard Provisions, as indicated hereunder. Other conditions of this contract are stated in Division CT - Special Provisions.

IN WITNESS WHEREOF, the parties hereto have executed this contract as of the award date.

UNITED STATES OF AMERICA

Two Witnesses: ^{1/}	By: _____ Contracting Officer
_____	_____
(Name)	(Title)
_____	By: _____ ^{2/}
(Address)	(Purchaser)
_____	_____
(Name)	(Title)
_____	_____
(Address)	(Business Address)

I, ^{3/} _____, certify that I am the _____
 Secretary of the corporation named as Purchaser herein; that _____
 who signed this contract on behalf of Purchaser, was then _____
 of the corporation; that the contract was duly signed for and in behalf of the corporation by authority of its governing body, and is
 within the scope of its corporate powers.

**CORPORATE
SEAL ^{4/}**

INSTRUCTIONS:

- 1/ The signatures and addresses of two witnesses are required if Purchaser is other than a corporation.
- 2/ If Purchaser is a co-partnership, the signatures should be: XYZ Company, by John Doe, a member of the firm. If Purchaser is a corporation, form of signature should be: XYZ Company, by John Doe, President (or other officer or agent) and the seal of the corporation must be impressed or indicated.
- 3/ The certificate must be completed if Purchaser is a corporation.
- 4/ If the corporation has no corporate seal that fact shall be stated, in which case a scroll or adhesive seal shall follow the corporate name.

EXAMPLE 1/	
<p style="text-align: center;"><u>Subcontractor Certification</u> <u>Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion</u></p>	
<p>Timber Sale Name: _____ National Forest: _____</p>	
<p>The prospective subcontractor (participants in lower tier covered transactions) certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this timber sale by any Federal department or agency.</p>	
<p>Where the prospective subcontractor is unable to certify to any of the statements in this certification, such prospective subcontractor shall attach an explanation to this proposal.</p>	
<p>Name of Subcontractor: _____ Business Address: _____ _____</p>	
_____	_____
Date	Signature
<p>1/ It is the Purchaser's responsibility to have subcontractors complete this certification and to maintain a file of completed certifications. This certification does not need to be returned to the Forest Service, except at the written request of the Contracting Officer.</p>	

The following conditions apply to the indicated portions of Division BT - Standard Provisions issued June 2006.

AT1 - Location and Area, applicable to BT1.1

This Sale Area of 3227 acres more or less is located in:
T.7S, R.44E., Sections 29, 30, 31, 32, 33, and 34; T.8S, R.44E., Sections 2, 3, 4, 5, 8, 9, and 10, WM.

AT2 - Volume Estimate and Utilization Standards, applicable to BT2.1, BT2.2, BT2.4, and BT6.4

Species	Product	Estimated Quantity *	Unit of Measure	Minimum Specifications				
				Merchantable Tree		Piece Required to be Removed		
				Diameter Breast High (d.b.h.) (inches)	Number of Minimum Pieces per Tree	Length (feet)	Diameter Inside Bark at Small End (inches)	Net Scale in % of Gross Scale
Douglas-fir and Western Larch	Sawtimber	6,410.00	CCF	7.0	1	8	6.0	40
Ponderosa Pine	Sawtimber	6,239.00	CCF	7.0	1	8	6.0	40
White Fir and Other	Sawtimber	490.00	CCF	7.0	1	8	6.0	40
White Fir and Other	Grn Bio Cv	754.00	CCF	7.0	1	12	4.0	N/A
Timber Subject to Agreement under CT2.11#								
Softwood Other	Grn Bio Cv	unestimated	CCF	4.0	1	12	3.0	N/A
Total Quantity		13,893.00	CCF					

* Quantities not included here are described in BT2.4.

AT3- Timber Designations, applicable to BT2.3; acres are approximate:

	Number	Acres
Clearcutting Units (BT2.31)		
Specified Road Clearing (BT2.32)		
Overstory Removal Units (BT2.33)	4	180
Understory Removal Units (BT2.34)		
Individual Trees (BT2.35)		1,586
Incompletely Measured Payment Units (BT2.36)		

AT4 - Timber Payment Rates, applicable to BT3.1 and BT4.0

AT4a - For Species and Products to be Paid for at Rates Escalated under BT3.2

Species	Product	Unit of Measure	Rates per Unit of Measure					Base Index
			Base	Advertised	Bid Premium	Bid (Tentative)	Required Deposits Slash Disposal	
			\$	\$	\$	\$	\$	
Douglas-fir and Western Larch	Sawtimber	CCF	3.00	40.13			2.73	180.33
White Fir and Other	Sawtimber	CCF	3.00	32.89			2.73	198.17

AT4b- For Species and Products to be Paid for at Flat Rates

Species	Product	Unit of Measure	Rates per Unit of Measure				
			Base	Advertised	Bid Premium	Bid (Flat)	Required Deposits Slash Disposal
			\$	\$	\$	\$	\$
Ponderosa Pine	Sawtimber	CCF	1.00	22.77			2.73
White Fir and Other	Grn Bio Cv	CCF	.25	.25			2.73
Timber Subject to Agreement under CT2.11#							
Softwood Other	Grn Bio Cv	CCF	.25	.25			.00

For purposes of convenience in collection and bookkeeping, Bid Rates stated in AT4 include payment of deposits for sale area betterment required pursuant to 16 USC 576b. Such deposits are not included as Required Deposits defined hereunder.

AT4c - Schedule of Payment Units

Payment Unit No.	App rox. Acres	Quantity of Species and Products to be Escalated under AT4a				Total Tentative Payment \$	Quantity of Species and Products to be Paid for at Flat Rates under AT4b				Total Flat Rate Payment \$	Total Required Deposits for Slash Disposal \$
11A	138	Douglas-fir and Western Larch	Sawtimber	528.00	CCF		Ponderosa Pine	Sawtimber	715.00	CCF		3,628.17
		White Fir and Other	Sawtimber	28.00	CCF		White Fir and Other	Grn Bio Cv	58.00	CCF		
		Total PU Quantity And Value		556.00	CCF		Total PU Quantity And Value		773.00	CCF		
11B	252	Douglas-fir and Western Larch	Sawtimber	963.00	CCF		Ponderosa Pine	Sawtimber	1,306.00	CCF		6,622.98
		White Fir and Other	Sawtimber	50.00	CCF		White Fir and Other	Grn Bio Cv	107.00	CCF		
		Total PU Quantity And Value		1,013.00	CCF		Total PU Quantity And Value		1,413.00	CCF		
15A	6	Douglas-fir and Western Larch	Sawtimber	81.00	CCF		Ponderosa Pine	Sawtimber	2.00	CCF		242.97
					White Fir and Other		Grn Bio Cv	6.00	CCF			
		Total PU Quantity And Value		81.00	CCF		Total PU Quantity And Value		8.00	CCF		
18B	228	Douglas-fir and Western Larch	Sawtimber	471.00	CCF		Ponderosa Pine	Sawtimber	702.00	CCF		3,529.89
		White Fir and Other	Sawtimber	44.00	CCF		White Fir and Other	Grn Bio Cv	76.00	CCF		
		Total PU Quantity And Value		515.00	CCF		Total PU Quantity And Value		778.00	CCF		
20B	56	Douglas-fir and Western Larch	Sawtimber	88.00	CCF		Ponderosa Pine	Sawtimber	202.00	CCF		846.30
		White Fir and Other	Sawtimber	0.00	CCF		White Fir and Other	Grn Bio Cv	20.00	CCF		
		Total PU Quantity And Value		88.00	CCF		Total PU Quantity And Value		222.00	CCF		
401	78	Douglas-fir and Western Larch	Sawtimber	326.00	CCF		Ponderosa Pine	Sawtimber	250.00	CCF		1,763.58
		White Fir and Other	Sawtimber	30.00	CCF		White Fir and Other	Grn Bio Cv	40.00	CCF		
		Total PU Quantity And Value		356.00	CCF		Total PU Quantity And Value		290.00	CCF		
403	110	Douglas-fir and Western Larch	Sawtimber	420.00	CCF		Ponderosa Pine	Sawtimber	570.00	CCF		2,891.07
		White Fir and Other	Sawtimber	22.00	CCF		White Fir and Other	Grn Bio Cv	47.00	CCF		
		Total PU Quantity And Value		442.00	CCF		Total PU Quantity And Value		617.00	CCF		
404	109	Douglas-fir and Western Larch	Sawtimber	302.00	CCF		Ponderosa Pine	Sawtimber	153.00	CCF		1,337.70
		White Fir and Other	Sawtimber	9.00	CCF		White Fir and Other	Grn Bio Cv	26.00	CCF		
		Total PU Quantity And Value		311.00	CCF		Total PU Quantity And Value		179.00	CCF		

Payment Unit No.	App rox. Acres	Quantity of Species and Products to be Escalated under AT4a				Total Tentative Payment \$	Quantity of Species and Products to be Paid for at Flat Rates under AT4b				Total Flat Rate Payment \$	Total Required Deposits for Slash Disposal \$
405	91	Douglas-fir and Western Larch	Sawtimber	346.00	CCF		Ponderosa Pine	Sawtimber	294.00	CCF		2,115.75
		White Fir and Other	Sawtimber	89.00	CCF		White Fir and Other	Grn Bio Cv	46.00	CCF		
		Total PU Quantity And Value		435.00	CCF		Total PU Quantity And Value		340.00	CCF		
406	45	Douglas-fir and Western Larch	Sawtimber	46.00	CCF		Ponderosa Pine	Sawtimber	15.00	CCF		368.55
		White Fir and Other	Sawtimber	69.00	CCF		White Fir and Other	Grn Bio Cv	5.00	CCF		
		Total PU Quantity And Value		115.00	CCF		Total PU Quantity And Value		20.00	CCF		
408	149	Douglas-fir and Western Larch	Sawtimber	352.00	CCF		Ponderosa Pine	Sawtimber	424.00	CCF		2,470.65
		White Fir and Other	Sawtimber	71.00	CCF		White Fir and Other	Grn Bio Cv	58.00	CCF		
		Total PU Quantity And Value		423.00	CCF		Total PU Quantity And Value		482.00	CCF		
409	24	Douglas-fir and Western Larch	Sawtimber	46.00	CCF		Ponderosa Pine	Sawtimber	31.00	CCF		232.05
		White Fir and Other	Sawtimber	4.00	CCF		White Fir and Other	Grn Bio Cv	4.00	CCF		
		Total PU Quantity And Value		50.00	CCF		Total PU Quantity And Value		35.00	CCF		
410	61	Douglas-fir and Western Larch	Sawtimber	233.00	CCF		Ponderosa Pine	Sawtimber	316.00	CCF		1,602.51
		White Fir and Other	Sawtimber	12.00	CCF		White Fir and Other	Grn Bio Cv	26.00	CCF		
		Total PU Quantity And Value		245.00	CCF		Total PU Quantity And Value		342.00	CCF		
413	33	Douglas-fir and Western Larch	Sawtimber	120.00	CCF		Ponderosa Pine	Sawtimber	65.00	CCF		578.76
		White Fir and Other	Sawtimber	13.00	CCF		White Fir and Other	Grn Bio Cv	14.00	CCF		
		Total PU Quantity And Value		133.00	CCF		Total PU Quantity And Value		79.00	CCF		
414	19	Douglas-fir and Western Larch	Sawtimber	73.00	CCF		Ponderosa Pine	Sawtimber	98.00	CCF		499.59
		White Fir and Other	Sawtimber	4.00	CCF		White Fir and Other	Grn Bio Cv	8.00	CCF		
		Total PU Quantity And Value		77.00	CCF		Total PU Quantity And Value		106.00	CCF		
415	98	Douglas-fir and Western Larch	Sawtimber	520.00	CCF		Ponderosa Pine	Sawtimber	205.00	CCF		2,192.19
		White Fir and Other	Sawtimber	17.00	CCF		White Fir and Other	Grn Bio Cv	61.00	CCF		
		Total PU Quantity And Value		537.00	CCF		Total PU Quantity And Value		266.00	CCF		

Pay-ment Unit No.	App rox. Acres	Quantity of Species and Products to be Escalated under AT4a			Total Tentative Payment \$	Quantity of Species and Products to be Paid for at Flat Rates under AT4b			Total Flat Rate Payment \$	Total Required Deposits for Slash Disposal \$
416	15	Douglas-fir and Western Larch	Sawtimber	202.00 CCF		Ponderosa Pine	Sawtimber	6.00 CCF		611.52
						White Fir and Other	Grn Bio Cv	16.00 CCF		
		Total PU Quantity And Value			202.00 CCF	Total PU Quantity And Value			22.00 CCF	
417	5	Douglas-fir and Western Larch	Sawtimber	24.00 CCF		Ponderosa Pine	Sawtimber	9.00 CCF		101.01
		White Fir and Other	Sawtimber	2.00 CCF		White Fir and Other	Grn Bio Cv	2.00 CCF		
		Total PU Quantity And Value			26.00 CCF	Total PU Quantity And Value			11.00 CCF	
418	79	Douglas-fir and Western Larch	Sawtimber	313.00 CCF		Ponderosa Pine	Sawtimber	238.00 CCF		1,632.54
		White Fir and Other	Sawtimber	14.00 CCF		White Fir and Other	Grn Bio Cv	33.00 CCF		
		Total PU Quantity And Value			327.00 CCF	Total PU Quantity And Value			271.00 CCF	
419	20	Douglas-fir and Western Larch	Sawtimber	136.00 CCF		Ponderosa Pine	Sawtimber	44.00 CCF		515.97
		White Fir and Other	Sawtimber	0.00 CCF		White Fir and Other	Grn Bio Cv	9.00 CCF		
		Total PU Quantity And Value			136.00 CCF	Total PU Quantity And Value			53.00 CCF	
420	23	Douglas-fir and Western Larch	Sawtimber	88.00 CCF		Ponderosa Pine	Sawtimber	119.00 CCF		606.06
		White Fir and Other	Sawtimber	5.00 CCF		White Fir and Other	Grn Bio Cv	10.00 CCF		
		Total PU Quantity And Value			93.00 CCF	Total PU Quantity And Value			129.00 CCF	
422	13	Douglas-fir and Western Larch	Sawtimber	175.00 CCF		Ponderosa Pine	Sawtimber	5.00 CCF		529.62
						White Fir and Other	Grn Bio Cv	14.00 CCF		
		Total PU Quantity And Value			175.00 CCF	Total PU Quantity And Value			19.00 CCF	
423	65	Douglas-fir and Western Larch	Sawtimber	164.00 CCF		Ponderosa Pine	Sawtimber	359.00 CCF		1,526.07
		White Fir and Other	Sawtimber	3.00 CCF		White Fir and Other	Grn Bio Cv	33.00 CCF		
		Total PU Quantity And Value			167.00 CCF	Total PU Quantity And Value			392.00 CCF	
424	31	Douglas-fir and Western Larch	Sawtimber	151.00 CCF		Ponderosa Pine	Sawtimber	104.00 CCF		750.75
		White Fir and Other	Sawtimber	4.00 CCF		White Fir and Other	Grn Bio Cv	16.00 CCF		
		Total PU Quantity And Value			155.00 CCF	Total PU Quantity And Value			120.00 CCF	

Pay-ment Unit No.	App rox. Acres	Quantity of Species and Products to be Escalated under AT4a	Total Tentative Payment \$	Quantity of Species and Products to be Paid for at Flat Rates under AT4b	Total Flat Rate Payment \$	Total Required Deposits for Slash Disposal \$
425	18	Douglas-fir and Western Larch Sawtimber 242.00 CCF		Ponderosa Pine Sawtimber 7.00 CCF		731.64
				White Fir and Other Grn Bio Cv 19.00 CCF		
		Total PU Quantity And Value 242.00 CCF		Total PU Quantity And Value 26.00 CCF		

The following definitions are established for the terms used in AT4:

Base Rates are the lowest rates of payment for timber that are authorized by this contract. Base Rates remain constant throughout the life of this contract and are not subject to change by rate redetermination, except for reduction under BT3.31, BT3.32, or BT3.33.

Advertised Rates are the minimum acceptable Bid Rates for timber, exclusive of Required Deposits. These rates are those indicated by appraisal, with a cost allowance made for construction of Specified Roads listed in AT7, but are never less than Base Rates.

Bid Premium Rates are the amounts by which Purchaser's bid is in excess of Advertised Rates. The Bid Premium Rates are constant during this contract, except as provided in BT3.31, BT3.32, and BT3.33.

Bid Rates are the rates bid by Purchaser (exclusive of Required Deposits for slash disposal and road maintenance) and are the sum of Advertised Rates and Bid Premium Rates. Until a rate redetermination becomes effective, the Bid Rate for species and products in AT4a is the Tentative Rate that is subject to quarterly adjustment under BT3.2; for species and products in AT4b, the Bid Rate is the Flat Rate.

Required Deposits are deposits that Purchaser may be required to pay for slash disposal (16 USC 490) and road maintenance (16 USC 537). Required Deposits may be adjusted as part of a rate redetermination or a Contract Term Extension. The table shows only Required Deposits for slash disposal; road maintenance deposits, if any, are given in CT5.32#.

Base Index is the specified average of the lumber or other product selling value index used as the basis for computing adjustment in rates for variance in product selling value, as provided in BT3.2.

AT5 - Indices Used in Quarterly Adjustment, applicable to BT3.2

Species	Index Name and Date
Douglas-fir and Western Larch	WWPA, Inland Douglas Fir-Larch (07-08 Basis), (WWPAC)
White Fir and Other	WWPA, Inland White Fir (Hem-Fir) (07-08 Basis), (WWPAD)

AT6 - High Stumps, applicable to BT6.412

Species	Product	Maximum Stump Height (inches)
All	All	12

AT7 - Specified Roads, applicable to BT5.2

Name and Date of Governing Road Specifications:

Project		Design Class	Approx. Length (mi./km.)	Sheet Numbers and Approval Date	Performance Responsibility		
Road No.	Name				Survey	Design	Construction Staking 1/

NOT APPLICABLE

1/ Indicate timing, i.e. before clearing (BC) or after clearing (AC). Applicable to BT5.212.

AT8 - Forest Service Engineering Completion Schedule, applicable to BT5.21

Road No.	Road Name	Type of Work	Completion Date

NOT APPLICABLE

AT9 - Fire Precautionary Period, applicable to BT7.2

April 01 to October 31, inclusive

AT10 - Purchaser Responsibility to Furnish Crews and Equipment for:

Initial Fire Supression, applicable to BT7.3

Within 25 road miles

Fire Suppression Reinforcement, applicable to BT7.312 and BT7.313

Within 70 road miles

AT11 - Purchaser's Obligation per Operations Fire, applicable to BT7.41

Maximum Amount: \$ 300,000

AT12 - Termination Date, applicable to BT8.2

December 31, 2016

AT13 - Normal Operating Season, applicable to BT6.31, BT6.66, BT8.21 and BT9.3

First Period: June 01 to October 31, inclusive

Second Period: to , inclusive

AT14 - Performance Bond, applicable to BT9.1
Performance Bond Amount: _____

AT15 - Downpayment, applicable to BT4.211

Downpayment Amount: _____

AT16 - Periodic Payment Amount, applicable to BT4.213

	Periodic Payment Determination Date	Amount
Initial Payment:	_____	_____
Additional Payment:	_____	_____

AT17 - Market-Related Contract Term Addition Producer Price Index, applicable to BT8.212

Index Name: Softwood Lumber Index Number: 0811

AT18 - Inapplicable Standard Provisions

The following listed Sections, Subsections, or Items of Division BT - Standard Provisions - are hereby made inapplicable.
(Instructions: List by reference number and title.)

BT4.211	DOWNPAYMENT
BT8.212	MARKET-RELATED CONTRACT TERM ADDITION

AT19 - List of Special Provisions

The following listed special provisions are attached to and made a part of this contract as Division CT. Provisions with reference numbers followed by # contain blanks into which data have been entered for this sale. (Instructions: List by reference number, title, and date.)

CT2.11#	TIMBER SUBJECT TO AGREEMENT (06/1972)
CT2.3#	RESERVE TREES (04/2004)
CT2.35# (OPTION 1)	INDIVIDUAL TREE DESIGNATION (06/2010)
CT4.211	DOWNPAYMENT (06/2007)
CT4.212	TEMPORARY REDUCTION OF DOWNPAYMENT (08/2009)
CT5.1# (OPTION 1)	TEMPORARY ROAD AND LANDING CONSTRUCTION (06/2008)
CT5.12#	USE OF ROADS BY PURCHASER (06/1999)
CT5.31#	ROAD MAINTENANCE REQUIREMENTS (07/2001)
CT5.32#	ROAD MAINTENANCE DEPOSIT SCHEDULE (07/2001)
CT6.22#	PROTECTION OF IMPROVEMENTS (07/2001)
CT6.24#	SITE SPECIFIC SPECIAL PROTECTION MEASURES (04/2004)
CT6.315#	SALE OPERATION SCHEDULE (06/1994)
CT6.32#	PROTECTION OF RESERVE TREES (04/2004)
CT6.405	ALTERNATE REMOVAL OF INCLUDED TIMBER (05/2005)
CT6.41#	SPECIFIC REQUIREMENTS (01/2000)
CT6.42#	YARDING/SKIDDING REQUIREMENTS (06/2010)
CT6.6#	EROSION CONTROL AND SOIL TREATMENT BY THE PURCHASER (07/2001)
CT6.7	SLASH DISPOSAL (06/2008)
CT6.74#	SLASH TREATMENT REQUIREMENTS (02/2002)
CT6.8	MEASURING (08/2000)
CT6.84	ACCOUNTABILITY (06/2006)
CT6.84 (OPTION 1)	USE OF PAINT BY PURCHASER (05/2005)

CT7.1	PLANS (09/2004)
CT7.2	SPECIFIC FIRE PRECAUTIONS (09/2002)
CT7.201	BURNING BY PURCHASER (01/1993)
CT7.22	EMERGENCY FIRE PRECAUTIONS (09/2004)
CT8.13	DISCLAIMER OF EXPRESSED OR IMPLIED WARRANTY (09/2004)
CT8.212	MARKET-RELATED CONTRACT TERM ADDITION (11/2008)
CT8.66# (Option 1)	USE OF TIMBER (04/2004)